



Entered on Docket
March 02, 2007

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Debtors and Debtors-in-Possession

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

Case Nos. BK-S-06-10725 LBR
Case Nos. BK-S-06-10726 LBR
Case Nos. BK-S-06-10727 LBR
Case Nos. BK-S-06-10728 LBR
Case Nos. BK-S-06-10729 LBR

In re:

USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

Chapter 11

In re:

USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,
Debtor.

In re:

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:

USA SECURITIES, LLC,
Debtor.

ORDER DENYING USA COMMERCIAL REAL ESTATE GROUP, INC.'S MOTION TO ENFORCE ORDER GRANTING DEBTORS' MOTION TO DISTRIBUTE FUNDS

(AFFECTS ALL DEBTORS)

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Securities, LLC
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA First Trust Deed Fund, LLC

Hearing: January 31, 2007

Hearing Time: 9:30 a.m.

1 The Motion to Enforce Order Granting Debtors' Motion to Distribute Funds
 2 ("Enforcement Motion") filed on September 27, 2006 [Docket No. 1388] by USA Commercial
 3 Real Estate Group, Inc. ("USA Real Estate") having been continued and coming before this court
 4 on January 31, 2007 after notice; USA Commercial Mortgage Company appearing by and through
 5 its counsel, Annette W. Jarvis, Esq. of Ray Quinney & Nebeker, P.C.; USA Real Estate appearing
 6 by and through its counsel, Jeffrey R. Sylvester, Esq. of Sylvester & Polednak, Ltd.; the Court
 7 having reviewed the briefs on file and having heard the arguments and representations of counsel
 8 and having made its findings of fact and conclusions on the record, it is hereby

9 ORDERED that the Enforcement Motion is denied.

10 Submitted by:

11 RAY QUINNEY & NEBEKER P.C. and
 12 SCHWARTZER & MCPHERSON LAW FIRM

13 By: /s/ Jeanette E. McPherson
 14 LENARD E. SCHWARTZER, ESQ.
 15 JEANETTE E. MCPHERSON, ESQ.
Attorneys for Debtor and Debtor-In-Possession

16 Approved/Disapproved by:

17 LEWIS AND ROCA, LLP

18 By: /s/ Rob Charles
 19 SUSAN FREEMAN, ESQ.
 20 ROB CHARLES, ESQ.
*Counsel for the Official Committee of
Unsecured Creditors of USA Commercial
Mortgage Company*

22 Approved/Disapproved by:

23 ORRICK, HERRINGTON & SUTCLIFFE LLP
 24 and BECKLEY SINGLETON, CHTD.

25 By: /s/ Anne M. Loraditch
 26 MARC A. LEVINSON, ESQ.
 27 ANNE M. LORADITCH, ESQ.
*Counsel for the Official Committee of
Equity Security Holders of USA Capital
Diversified Trust Deed Fund, LLC*

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Approved / Disapproved by:

OFFICE OF THE U.S. TRUSTEE

By: _____
 AUGUST B. LANDIS, ESQ.

Approved/Disapproved by:

GORDON & SILVER, LTD.

By: _____
 GERALD M. GORDON, ESQ.
 GREGORY E. GARMAN, ESQ.
*Counsel for the Official Committee of
Holders of Executory Contract Rights of
USA Commercial Mortgage Company*

Approved/Disapproved by:

STUTMAN TREISTER & GLATT, P.C. and
 SHEA & CARLYON, LTD.

By: _____
 EVE KARASIK, ESQ.
 CANDACE C. CARLYON, ESQ.
*Counsel for the Official Committee of
Equity Security Holders of USA Capital
First Trust Deed Fund LLC*

**ORDER DENYING USA COMMERCIAL REAL ESTATE GROUP, INC.'S MOTION TO
ENFORCE ORDER GRANTING DEBTORS' MOTION TO DISTRIBUTE FUNDS
(AFFECTS ALL DEBTORS)**

Approved / Disapproved by:
SYLVESTER & POLEDNAK, LTD.

By: _____
JEFFREY SYLVESTER, ESQ.
*Attorneys for USA Commercial Real Estate
Group*

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

The court has waived the requirement of approval under LR 9021.

No parties appeared or filed written objections, and there is no trustee appointed in the case.

I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Failed to respond: Office of the U.S. Trustee, Gordon & Silver, Ltd., Stutman Treister & Glatt and Shea & Carlyon, Ltd., Sylvester & Polednak, Ltd.

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